

From: Mia, Marcia

Sent: Wednesday, December 13, 2017 08:38 PM

To: Daniel Lucas

CC: Newman, Maya; Battle, Jernell; Cox, John

Subject: FW: FOIA request for records related to reporting required by 40 C.F.R. Part 60 Subpart OOOOa - EPA tracking number EPA-HQ-2018-001886

Daniel,

In our conversation on 12/6/17, and memorialized in your letter of 12/8/17, we discussed that your request for records was to provide you with the "ability to comment meaningfully on the two "notices of data availability published in the Federal Register on November 8, 2017 ("the NODAs")."

Since the new source performance standards for gas plants were not part of that NODA, the Regions (who have the majority of records responsive to your request) wanted clarification regarding the following records specific to gas plants:

60.5422a(a) - We would like to exclude these reports from the scope of the request

60.5422a(b) and (c) - We would like to exclude these reports from the scope of the request

60.5423a(b) - We would like to exclude these reports from the scope of the request

Please provide a response to these questions, as well as the questions which were sent previously (12/12/17):

Your Item 1 requests records of the "Reports submitted to EPA pursuant to Subpart OOOOa's reporting requirements including, but not limited to, the following reports: [a-e]" (emphasis added)

Request for Clarification regarding the scope of your request: There are additional reports in §60.5420a(a)(1) - Initial Notifications and (a)(2) - Well Completions - PLEASE CLARIFY if your request includes either of those reports.

Request for Clarification regarding the scope of your request: There are additional performance test reports submitted by the manufacturer per §60.5420a(b)(10). These performance tests are conducted pursuant to §60.5413a(d) and are not specific to an owner/operator - PLEASE CLARIFY if your request includes those reports.

Your expeditious reply will allow us to best respond to your request. Thank you.

Marcia B Mia

Office of Compliance/Air Branch

2227A WJCS

U.S. Environmental Protection Agency

202-564-7042

From: Mia, Marcia

Sent: Tuesday, December 12, 2017 9:27 AM

To: 'Daniel Lucas' <Daniel.Lucas@doj.ca.gov>

Cc: Newman, Maya <Newman.Maya@epa.gov>; Battle, Jernell <Battle.Jernell@epa.gov>; Cox, John <Cox.John@epa.gov>

Subject: RE: FOIA request for records related to reporting required by 40 C.F.R. Part 60 Subpart OOOOa - EPA tracking number EPA-HQ-2018-001886

Daniel,

I need additional clarification regarding the scope of your request.

Your Item 1 requests records of the "Reports submitted to EPA pursuant to Subpart OOOOa's reporting requirements including, but not limited to, the following reports: [a-e]" (emphasis added)

Request for Clarification regarding the scope of your request: There are additional reports in §60.5420a(a)(1) - Initial Notifications and (a)(2) - Well Completions - PLEASE CLARIFY if your request includes either of those reports.

Request for Clarification regarding the scope of your request: There are additional performance test reports submitted by the manufacturer per §60.5420a(b)(10). These performance tests are conducted pursuant to §60.5413a(d) and are not specific to an owner/operator - PLEASE CLARIFY if your request includes those reports.

Marcia B Mia

Office of Compliance/Air Branch

2227A WJCS

U.S. Environmental Protection Agency

202-564-7042

From: Daniel Lucas [mailto:Daniel.Lucas@doj.ca.gov]

Sent: Friday, December 08, 2017 5:48 PM

To: Mia, Marcia <Mia.Marcia@epa.gov>

Cc: Tsirigotis, Peter <Tsirigotis.Peter@epa.gov>; Wehrum, Bill <Wehrum.Bill@epa.gov>; Newman, Maya <Newman.Maya@epa.gov>; Battle, Jernell <Battle.Jernell@epa.gov>; Messina, Edward <Messina.Edward@epa.gov>

Subject: RE: FOIA request for records related to reporting required by 40 C.F.R. Part

ED_004016_00009728-00002

Thank you, Marcia. Best regards, Dan

Daniel M. Lucas

Deputy Attorney General

California Department of Justice

300 South Spring Street, Suite 1702

Los Angeles, California 90013

(213) 269-6345 (Phone)

(213) 897-2802 (Fax)

daniel.lucas@doj.ca.gov

From: Mia, Marcia [mailto:Mia.Marcia@epa.gov]

Sent: Friday, December 08, 2017 1:49 PM

To: Daniel Lucas <Daniel.Lucas@doj.ca.gov>

Cc: Tsirigotis, Peter <Tsirigotis.Peter@epa.gov>; Wehrum, Bill <Wehrum.Bill@epa.gov>; Newman, Maya <Newman.Maya@epa.gov>; Battle, Jernell <Battle.Jernell@epa.gov>; Messina, Edward <Messina.Edward@epa.gov>

Subject: RE: FOIA request for records related to reporting required by 40 C.F.R. Part 60 Subpart 0000a - EPA tracking number EPA-HQ-2018-001886

Daniel,

I have received your letter. Thank for the clarifications and limit to the scope in certain areas. We will work to deliver responsive materials on a rolling basis, beginning with the CEDRI records (Item 1) and the email records of items 2 and 3 from the office of OECA, AO, and OAR (excluding OTAQ and ORIA).

As we discussed, the remainder of the records in Item 1 are located in the regions. We will provide those records in Item 1, from Regions 3-10 as soon as possible and on a rolling basis.

I am not able to provide a suggested time frame, at this point, for the remainder of the records in Items 2, and 3 (non-electronic records from OECA, AO and OAR excluding OTAQ and ORIA) until those offices and regions provide me with a timeline to provide such records.

I am not able to speak on the issue of your request for an extension to the November 8,

2017 Notices of Data Availability.

Thank you.

Marcia B Mia

Office of Compliance/Air Branch

2227A WJCS

U.S. Environmental Protection Agency

202-564-7042

From: Daniel Lucas [mailto:Daniel.Lucas@doj.ca.gov]

Sent: Friday, December 08, 2017 3:47 PM

To: Mia, Marcia <Mia.Marcia@epa.gov>

Cc: Tsirigotis, Peter <Tsirigotis.Peter@epa.gov>; Wehrum, Bill <Wehrum.Bill@epa.gov>

Subject: FOIA request for records related to reporting required by 40 C.F.R. Part 60 Subpart 0000a - EPA tracking number EPA-HQ-2018-001886

Dear Ms. Mia,

Attached please find a copy of a letter that memorializes our December 6, 2017 discussion by telephone regarding the above-referenced FOIA request. The original is on its way to you via U.S. mail.

Best regards,

Dan

Daniel M. Lucas

Deputy Attorney General

California Department of Justice

300 South Spring Street, Suite 1702

Los Angeles, California 90013

(213) 269-6345 (Phone)

(213) 897-2802 (Fax)

daniel.lucas@doj.ca.gov

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